

House Engrossed Senate Bill

State of Arizona
Senate
Forty-sixth Legislature
First Regular Session
2003

CHAPTER 183

SENATE BILL 1282

AN ACT

AMENDING TITLE 17, CHAPTER 2, ARTICLE 3, ARIZONA REVISED STATUTES, BY ADDING SECTION 17-250; RELATING TO WILDLIFE DISEASES.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 17, chapter 2, article 3, Arizona Revised Statutes,
3 is amended by adding section 17-250, to read:

4 17-250. Wildlife diseases; order of director; violation;
5 classification

6 A. IF A WILDLIFE DISEASE IS SUSPECTED OR DOCUMENTED IN FREERANGING OR
7 CAPTIVE WILDLIFE, THE DIRECTOR MAY ISSUE ORDERS THAT ARE NECESSARY TO
8 MINIMIZE OR ELIMINATE THE THREAT FROM THE DISEASE. THE DIRECTOR MAY ALSO
9 ORDER OR DIRECT AN EMPLOYEE OF THE DEPARTMENT TO:

10 1. AFTER NOTIFICATION OF AND IN COORDINATION WITH THE STATE
11 VETERINARIAN, ESTABLISH QUARANTINES AND THE BOUNDARY OF THE QUARANTINE.

12 2. DESTROY WILDLIFE AS NECESSARY TO PREVENT THE SPREAD OF ANY
13 INFECTIOUS, CONTAGIOUS OR COMMUNICABLE DISEASE.

14 3. CONTROL THE MOVEMENT OF WILDLIFE, WILDLIFE CARCASSES OR WILDLIFE
15 PARTS THAT MAY BE DIRECTLY RELATED TO SPREADING OR DISSEMINATING DISEASES
16 THAT POSE A HEALTH THREAT TO ANIMALS OR HUMANS.

17 4. REQUIRE ANY INDIVIDUAL WHO HAS TAKEN WILDLIFE, WHO IS IN POSSESSION
18 OF WILDLIFE OR WHO MAINTAINS WILDLIFE UNDER A LICENSE ISSUED BY THE
19 DEPARTMENT TO SUBMIT THE WILDLIFE OR PARTS FOR DISEASE TESTING.

20 B. ON FINDING THERE IS REASON TO BELIEVE AN INFECTIOUS, CONTAGIOUS OR
21 COMMUNICABLE DISEASE IS PRESENT, THE DIRECTOR MAY REQUIRE AN EMPLOYEE OF THE
22 DEPARTMENT TO ENTER ANY PLACE WHERE WILDLIFE MAY BE LOCATED AND TAKE CUSTODY
23 OF THE WILDLIFE FOR PURPOSES OF DISEASE TESTING. IF SEARCH WARRANTS ARE
24 REQUIRED BY LAW, THE DIRECTOR SHALL APPLY FOR AND OBTAIN WARRANTS FOR ENTRY
25 TO CARRY OUT THE REQUIREMENTS OF THIS SUBSECTION.

26 C. A PERSON WHO VIOLATES ANY LAWFUL ORDER ISSUED UNDER THIS SECTION
27 IS GUILTY OF A CLASS 2 MISDEMEANOR.

28 D. AN ORDER ISSUED UNDER THIS SECTION IS EXEMPT FROM TITLE 41,
29 CHAPTER 6, ARTICLE 3, EXCEPT THAT THE DIRECTOR SHALL PROMPTLY FILE A COPY OF
30 THE ORDER WITH THE SECRETARY OF STATE FOR PUBLICATION IN THE ARIZONA
31 ADMINISTRATIVE REGISTER PURSUANT TO SECTION 41-1013.

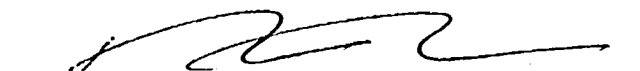

APPROVED BY THE GOVERNOR MAY 9, 2003.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 9, 2003.

Passed the House April 14, 20 03,

by the following vote: 60 Ayes,



0 Nays, 0 Not Voting


Speaker of the House
Pro Tempore

Chief Clerk of the House

Passed the Senate February 27, 20 03,

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting


President of the Senate

Asst. Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

 day of , 20 ,

at o'clock M.

Secretary to the Governor

Approved this day of

 , 20 ,

at o'clock M.

Governor of Arizona

S.B. 1282

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this day of , 20 ,

at o'clock M.

Secretary of State

SENATE CONCURS IN HOUSE AMENDMENTS
AND FINAL PASSAGE

Passed the Senate May 5, 20 03

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

Klu Blumett
President of the Senate
Chaimin Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5 day of May, 20 03

at 2:30 o'clock P. M.

Jandra Henry
Secretary to the Governor

Approved this 9 day of

May, 20 03,

at 2:45 o'clock P. M.

J. T. Apple
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 9 day of May, 20 03,

at 4:13 o'clock P. M.

Janice K. Brewer
Secretary of State

S.B. 1282